

PABST PATENT GROUP

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## TELEFAX

Date: May 18, 2005

Total pages: 8 (w/fax.cover)

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Our Docket No. ERD 100 CON  
Your Docket No.

Client/Matter No 078230/00031

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## MESSAGE:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Philip John Burke and Richard John Knox

Serial No.: 10/099,830

Art Unit: 1642

Filed: March 13, 2002

Examiner: Brandon J. Fetterolf

For: THERAPEUTIC SYSTEMS

Attachments:Transmittal form; fee sheet with authorization to charge Deposit Order Account;  
Petition for One Month Extension of Time; Amendment and ResponseRECEIVED  
MAY 19 2005  
ONE/JCH/S

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0551-0031

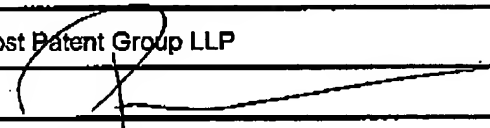
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|  |                        |                      |  |
|--|------------------------|----------------------|--|
| <b>TRANSMITTAL<br/>FORM</b><br><br><i>(to be used for all correspondence after initial filing)</i> | Application Number     | 10/099/830           | <b>RECEIVED<br/>CENTRAL FAX CENTER<br/>MAY 18 2005</b> |
|  | Filing Date            | March 13, 2002       |  |
|  | First Named Inventor   | Phillip John Burke   |  |
|  | Art Unit               | 1642                 |  |
|  | Examiner Name          | Brandon J. Fetterolf |  |
| Total Number of Pages in This Submission   | Attorney Docket Number | ERD 100 CON          |  |

| ENCLOSURES (Check all that apply)   |  |  |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input checked="" type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input checked="" type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please identify below): |
| <div style="border: 1px solid black; padding: 2px;">Remarks</div>   |  |  |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | Pabst Patent Group LLP  |          |        |
| Signature    |  |          |        |
| Printed name | Patrea L. Pabst   |          |        |
| Date         | May 18, 2005  | Reg. No. | 31,284 |

**CERTIFICATE OF TRANSMISSION/MAILING**

|   |   |      |              |
|---|---|------|--------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: |   |      |              |
| Signature   |  |      |              |
| Typed or printed name   | Ronna Berman  | Date | May 18, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04)

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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 120.00)

### Complete if Known

|                      |                      |
|----------------------|----------------------|
| Application Number   | 10/099,830           |
| Filing Date          | March 13, 2002       |
| First Named Inventor | Philip John Burke    |
| Examiner Name        | Brandon J. Fetterolf |
| Art Unit             | 1642                 |
| Attorney Docket No.  | ERD 100 CON          |

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 50-3129 Deposit Account Name: Pabst Patent Group LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES |                       | SEARCH FEES |                       | EXAMINATION FEES |                       | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
|                  | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)         | Small Entity Fee (\$) |                |
| Utility          | 300         | 150                   | 500         | 250                   | 200              | 100                   |                |
| Design           | 200         | 100                   | 100         | 50                    | 130              | 65                    |                |
| Plant            | 200         | 100                   | 300         | 150                   | 160              | 80                    |                |
| Reissue          | 300         | 150                   | 500         | 250                   | 600              | 300                   |                |
| Provisional      | 200         | 100                   | 0           | 0                     | 0                | 0                     |                |

#### 2. EXCESS CLAIM FEES

| Fee Description   | Fee (\$) | Small Entity Fee (\$) |
|---|----------|-----------------------|
| Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent            | 50       | 25                    |
| Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent | 200      | 100                   |
| Multiple dependent claims   | 360      | 180                   |

|   |                     |                 |                       |                                  |                 |                       |
|---|---------------------|-----------------|-----------------------|----------------------------------|-----------------|-----------------------|
| <b>Total Claims</b>   | <b>Extra Claims</b> | <b>Fee (\$)</b> | <b>Fees Paid (\$)</b> | <b>Multiple Dependent Claims</b> | <b>Fee (\$)</b> | <b>Fees Paid (\$)</b> |
| 5 - 40 or HP =  | x                   | =               |                       |                                  |                 |                       |
| HP = highest number of total claims paid for, if greater than 20      |                     |                 |                       |                                  |                 |                       |
| <b>Indep. Claims</b>  | <b>Extra Claims</b> | <b>Fee (\$)</b> | <b>Fees Paid (\$)</b> |                                  |                 |                       |
| 1 - 11 or HP =  | 0 x                 | =               |                       |                                  |                 |                       |
| HP = highest number of independent claims paid for, if greater than 3 |                     |                 |                       |                                  |                 |                       |

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

|                     |                     |   |                 |                       |
|---------------------|---------------------|---|-----------------|-----------------------|
| <b>Total Sheets</b> | <b>Extra Sheets</b> | <b>Number of each additional 50 or fraction thereof</b> | <b>Fee (\$)</b> | <b>Fees Paid (\$)</b> |
| - 100 =             | / 50 =              | (round up to a whole number) x                          | =               |                       |

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Petition for Extension of time (large entity)

**Fees Paid (\$)**
**\$120.00**

#### SUBMITTED BY

|                                  |                         |                          |
|----------------------------------|-------------------------|--------------------------|
| Signature                        | Registration No. 31,284 | Telephone (404) 879-2151 |
| Name (Print/Type) Patrea L Pabst | (Attorney/Agent)        | Date May 18, 2005        |

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